



Steven Fecarotta
Corporate Counsel

January 8, 2013

By Certified Mail (Return Receipt Requested) and Electronic Mail

Federal Communications Commission
Honolulu Resident Agent Office
POB 971030
Waipahu, Hawaii 96797-1030

Re: KGMB, Honolulu, HI
Notice of Violation for EAS Crawl
File No. EB-FIELDWR-12-00005549
NOV No. V201332860004

Dear Sir or Madam:

KHNL/KGMB License Subsidiary, LLC, licensee of full-power, commercial television station KGMB(TV) ("KGMB" or the "Station"), hereby responds to the above-referenced Notice of Violation dated December 19, 2012 ("Notice") regarding the Station's broadcast of an Emergency Action Service Required Monthly Test video message (the "EAS Crawl") on November 1, 2012 and December 3, 2012 on KGMB-DT2, the station's multicast channel. Enclosed are KGMB-DT2's EAS logs from November 1, 2012 and December 3, 2012, demonstrating that KGMB-DT2 broadcast the required monthly tests on those dates, including the EAS Crawl.

KGMB takes seriously its responsibility to provide safety warnings to the public and appreciates this opportunity to address the Notice on the record. KGMB has reviewed its records and technical logs for the dates in question, and the Station has confirmed the EAS Crawl was present in the Required Monthly Tests on both days. However, due to technical problems, the video portion of the required monthly test appeared outside the viewable zone for television receivers set to a 4 x 3 aspect ratio. Specifically, the Station's EAS equipment was inadvertently reset to a default setting due to a power failure. As a result of the equipment's default setting, the video portion of the Required Monthly Tests were moved to a position in which they could only be seen on television receivers set to an aspect ratio of 16 x 9 resolution or higher. Consequently, viewers who had their television receivers set to an aspect ratio below 16 x 9 would not have seen the EAS Crawl, but would have heard the EAS attention tone.

Since receiving the Notice, the Station has adjusted its EAS equipment to ensure that EAS messages are viewable on all television sets regardless of aspect ratio setting. A correct EAS test message was broadcast on January 3, 2013. In addition, the Station's Engineer has spoken to all Master Control Operators at the Station to ensure that all required EAS tests air properly. The Station's Engineer has also placed line markers on the Master Control Operators' monitors to outline the boundaries of the viewable zone for EAS messages intended to reach all television screens, regardless of aspect ratio setting. At this time, no other corrective actions are pending.

KGMB reiterates its commitment to ensuring that its viewers receive critical emergency alerts and maintaining its EAS equipment for that purpose.

For the foregoing reasons, KGMB respectfully submits that no further action is warranted with respect to this matter.

Please direct any questions you have to the undersigned.

Respectfully submitted,



Steve Fecarotta
Corporate Counsel

cc: John R. Raymond

Exhibits:

A: Station EAS logs from November 1, 2012 and December 3, 2012

Attachments:

Declaration of Rick Blangiardi, General Manager of KGMB

Declaration of Daniel Arakaki, Assistant Chief Engineer for KGMB

EXHIBIT A

Collapse

Name: 'KHNL KGMB EAS'

Digital Alert Systems
a division of MONROE ELECTRONICS

Encoder

☐ Send EAS
☐ Originated Alerts
☒ Originated & Forwarded Alerts
☐ All Alerts

[Back](#)
[Refresh](#)
[OpLog](#)
172.16.70.227<>
[User: admin \(2\)](#)
[Thu Jan 3 15:53:38 2013 HST](#)
[Logout](#)

Auto-Refresh Off

Decoder

Server

Setup

DASDEC-1EN
Analogue Digital EAS
Encoder/Decoder
Software Version:2.0-0

Originated Forwarded Alerts Status

COUNTIES AREAS: Hawaii, AT 2:49 PM ON NOV 9, 2012 EFFECTIVE UNTIL 3:04 PM MESSAGE FROM KHNL			
Orig from KGMB (EAS)	RWT	353	<div> Sat Nov 3 02:13:00 2012 HST Originated To Station: 'KGMB' Sat Nov 3 02:13:28 2012 HST </div> <div> Sat Nov 3 02:28:00 2012 HST Hawaii (015000) </div>
THE BROADCAST STATION OR CABLE SYSTEM HAS ISSUED A REQUIRED WEEKLY TEST FOR THE FOLLOWING COUNTIES AREAS: Hawaii, AT 2:13 AM ON NOV 3, 2012 EFFECTIVE UNTIL 2:28 AM MESSAGE FROM KGMB			
HSCD (R2) from KGMB src HSCD (CIV)	RMT	2547	<div> Thu Nov 1 11:10:00 2012 HST Forwarded To Station: 'KGMB' Thu Nov 1 11:19:19 2012 HST </div> <div> Thu Nov 1 11:55:00 2012 HST Hawaii (015000) </div>
A CIVIL AUTHORITY HAS ISSUED A REQUIRED MONTHLY TEST FOR THE FOLLOWING COUNTIES AREAS: Hawaii, AT 11:10 AM ON NOV 1, 2012 EFFECTIVE UNTIL 11:55 AM MESSAGE FROM HSCD.			
Audio Portion : Play->Front Panel Listen on Browser Duration: 19.342 seconds			
HSCD (R2) from KHNL src HSCD (CIV)	RMT	2547	<div> Thu Nov 1 11:10:00 2012 HST Forwarded To Station: 'KHNL' Thu Nov 1 11:18:14 2012 HST </div> <div> Thu Nov 1 11:55:00 2012 HST Hawaii (015000) </div>
A CIVIL AUTHORITY HAS ISSUED A REQUIRED MONTHLY TEST FOR THE FOLLOWING COUNTIES AREAS: Hawaii, AT 11:10 AM ON NOV 1, 2012 EFFECTIVE UNTIL 11:55 AM MESSAGE FROM HSCD.			
Audio Portion : Play->Front Panel Listen on Browser Duration: 19.342 seconds			

☐ Collapse
 Name: 'KHNL KGMB EAS'

Encoder

Decoder

Server


Setup

☐ Send EAS
 ☐ Originated Alerts
 ☒ Originated & Forwarded Alerts
 ☐ All Alerts

Back Refresh OpLog 172.16.70.227<=> User: Admin (2) Thu Jan 3 15:53:38 2013 HST Logout

Auto-Refresh Off

Originated/Forwarded Alerts Status



Digital Alert Systems
a division of MONROE ELECTRONICS

DASDEC-1EN
Analog/Digital EAS
Encoder/Decoder
Software Version: 2.0-0

from KHNL src HSCD (CTV)		2012 HST	A CIVIL AUTHORITY HAS ISSUED A REQUIRED MONTHLY TEST FOR THE FOLLOWING COUNTIES AREAS: Hawaii; AT 11:13 AM ON DEC 3, 2012 EFFECTIVE UNTIL 12:43 PM. MESSAGE FROM HSCD.	
			Audio Portion : Play->Front Panel Listen on Browser Duration: 22.735 seconds	
HSCD (R2) from KGMB src HSCD (CTV)	RMT	2624	Mon Dec 3 11:13:00 2012 HST Forwarded To Station: 'KGMB' Mon Dec 3 11:16:34 2012 HST	Mon Dec 3 12:43:00 2012 HST Hawaii (015000)
			A CIVIL AUTHORITY HAS ISSUED A REQUIRED MONTHLY TEST FOR THE FOLLOWING COUNTIES AREAS: Hawaii; AT 11:13 AM ON DEC 3, 2012 EFFECTIVE UNTIL 12:43 PM. MESSAGE FROM HSCD.	
			Audio Portion : Play->Front Panel Listen on Browser Duration: 22.735 seconds	
Orig from KGMB (EAS)	RWT	361	Sat Dec 1 01:29:00 2012 HST Originated To Station: 'KGMB' Sat Dec 1 01:29:31 2012 HST	Sat Dec 1 01:44:00 2012 HST Hawaii (015000)
			THE BROADCAST STATION OR CABLE SYSTEM HAS ISSUED A REQUIRED WEEKLY TEST FOR THE FOLLOWING COUNTIES AREAS: Hawaii; AT 1:29 AM ON DEC 1, 2012 EFFECTIVE UNTIL 1:44 AM. MESSAGE FROM KGMB.	
Orig from KHNL	RWT	360	Mon Nov 26 13:44:00 2012 HST Originated To Station: 'KHNL' Mon Nov 26 13:44:12 2012 HST	Mon Nov 26 13:59:00 2012 HST Hawaii (015000)

DECLARATION OF RICK BLANGIARDI

I, Rick Blangiardi, hereby declare under penalty of perjury that:

1. I am the General Manager of KGMB, Honolulu, HI ("Licensee").
2. The foregoing is true and correct, to the best of my knowledge, information, and belief.
3. All of the information requested in the FCC's Notice of Violation dated December 19, 2012, that are in Licensee's custody, control, or knowledge have been produced, to the best of my knowledge, information, and belief.

Executed on January 7, 2013.

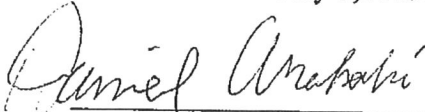

Rick Blangiardi

DECLARATION OF DANIEL ARAKAKI

I, Daniel Arakaki, hereby declare under penalty of perjury that:

1. I am the Assistant Chief Engineer of KGMB, Honolulu, HI ("Licensee").
2. The foregoing is true and correct, to the best of my knowledge, information, and belief.
3. All of the information requested in the FCC's Notice of Violation dated December 19, 2012, that are in Licensee's custody, control, or knowledge have been produced, to the best of my knowledge, information, and belief.

Executed on January 7, 2013.



Daniel Arakaki